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8 **UNITED STATES DISTRICT COURT**
9 **NORTHERN DISTRICT OF CALIFORNIA**
10 **SAN JOSE DIVISION**

11 VIAVI SOLUTIONS INC.,

12 Plaintiff,

13 v.
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15 PLATINUM OPTICS TECHNOLOGY INC.,

16 Defendant.
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Case No. 5:20-cv-05501-EJD (SVK)

~~PROPOSED~~ ORDER GRANTING
PLAINTIFF'S ADMINISTRATIVE
MOTION TO SEAL (MOTION TO LIFT
STAY FOLLOWING DENIAL OF IPR
INSTITUTIONS)

Before the Court is Plaintiff Viavi Solutions Inc.'s ("Viavi") Administrative Motion to Seal. Having considered the Motion to Seal, the documents sought to be filed under seal, the parties' arguments and written submissions, the relevant law, and the record in this case, the Court finds that there are "compelling reasons" for granting the Motion to Seal. *Ctr. for Auto Safety v. Chrysler Grp., LLC*, 809 F.3d 1092, 1101 (9th Cir. 2016). Disclosure of the confidential and proprietary business information in the documents at issue would create a risk of injury, in that competitors could use such information to "gain a competitive advantage in the marketplace." *Intel Corp. v. Via Techs., Inc.*, 198 F.R.D. 525, 531 (N.D. Cal. 2000).

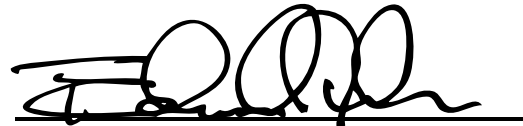
Viavi's Motion is therefore GRANTED and it is ORDERED that the following document and portions thereof shall be filed under seal:

Document	Materials to Be Filed Under Seal or Redacted	Basis for Sealing or Redaction
Hector Decl., Ex. 3 – a Viavi agreement	Entire document.	Includes confidential information regarding Viavi's business strategy and relationships to third parties. Hector Decl. ISO Motion to Seal, ¶ 3.
Hector Decl., Ex. 4 – a Viavi agreement	Entire document.	Includes confidential information regarding Viavi's business strategy and relationships to third parties. Hector Decl. ISO Motion to Seal, ¶ 3.
Hector Decl., Ex. 5 – a Viavi business document	Entire document.	Includes confidential information regarding Viavi's business strategy and relationships to third parties. Hector Decl. ISO Motion to Seal, ¶ 3.
Hector Decl., Ex. 6 – a Viavi agreement	Entire document.	Includes confidential information regarding Viavi's business strategy and relationships to third parties. Hector Decl. ISO Motion to Seal, ¶ 3.
Hector Decl., Ex. 7 – a Viavi business document	Entire document.	Includes confidential information regarding Viavi's business strategy and relationships to third parties. Hector Decl. ISO Motion to Seal, ¶ 3.

1 2 3 4	Plaintiff's Motion to Lift Stay	Passages related to third parties and the parties' confidential business information.	Includes confidential information regarding Viavi's business strategy and relationships to third parties. Hector Decl. ISO Motion to Seal, ¶ 4.
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5 IT IS SO ORDERED.

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7 DATED: October 20, 2021



The Honorable Edward J. Davila
United States District Judge